



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, २३ अगस्त, १९६६/१ भाद्रपद, १८८८

GOVERNMENT OF HIMACHAL PRADESH

VIDHAN SABHA SECRETARIAT

NOTIFICATION

Simla-4, the 22nd August, 1966

No. 1-21/66-VS.—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964, "The Himachal Pradesh Land Revenue (Amendment) Bill, 1966 (Bill No. 11 of 1966)" as introduced in the Legislative Assembly on the 22nd August, 1966 is hereby published in the Himachal Pradesh Government Gazette.

Bill No. 11 of 1966.

**THE HIMACHAL PRADESH LAND REVENUE (AMENDMENT)
BILL, 1966**

A

BILL

to amend the Himachal Pradesh Land Revenue Act, 1954 (6 of 1954).

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Seventeenth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Himachal Pradesh Land Revenue (Amendment) Act, 1966.

2. Amendment of section 35.—In sub-section (1) of section 35 of the Himachal Pradesh Land Revenue Act, 1954 (hereinafter referred to as the principal Act), the words “having a right of occupancy” shall be deleted.

3. Amendment of section 103.—In section 103 of the principal Act, the word “and” at the end of clause (e) shall be deleted and after clause (f), the following clauses shall be inserted, namely:—

“(g) Sums payable to the State Government on account of loans advanced, including interest thereon, under the various housing schemes; and

(h) Unutilised or misused funds of grant-in-aid given under the Local Development Works and Amenities Grants-in-aid Rules, 1965.”

4. Amendment of section 123.—In section 123 of the principal Act, the words “in which a right of occupancy subsists” shall be deleted.

5. Amendment of section 124.—In sub-section (3) of section 124 of the principal Act, the words “having a right of occupancy” shall be deleted.

STATEMENT OF OBJECTS AND REASONS

Under the law as it at present stands, a non-occupancy tenant has no right to partition of his share in the tenancy held by him jointly with other or others, though this right is available to an occupancy tenant. In the context of the present day circumstances when a non-occupancy tenant cannot be ejected except for limited reasons, it has been considered necessary to bring the non-occupancy and occupancy tenants at par in matter of their rights to partition. Similarly, it has been considered expedient to make a provision for the recovery of loans under the various housing schemes and for the realisation of misused and unutilised funds of grant-in-aid given under the Local Development Works and Amenities Grants-in-aid Rules, 1965 as arrears of land revenue. This Bill seeks to achieve the above objects.

SIMLA :

The 22nd August, 1966.

KARAM SINGH,
Revenue Minister.

FINANCIAL MEMORANDUM

Nil

MEMORANDUM ON DELEGATED LEGISLATION

Nil

D. B. LAL,
Secretary.

